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In re Application of
SUGLIANI, et al.
Serial No.: 10/554,193
PCT No.: PCT/EP04/50595
Int. Filing Date: 23 April 2004
Priority Date: 24 April 2003
Atty Docket No.: P/63988
For: COUNTER-PUMPED DISTRIBUTED RAMAN
AMPLIFICATION IN WAVELENGTH DIVISION:
MULTIPLEX OPTICAL COMMUNICATION
SYSTEMS

DECISION ON RENEWED
PETITION UNDER
37 CFR 1.47(a)

This decision is in response to the "Renewed Petition Under 37 C.F.R. § 1.47(a)" filed 17 July 2007 in the United States Patent and Trademark Office (USPTO) to accept the application without the signature of joint inventor Simone Sugliani.

BACKGROUND

On 07 June 2007, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.47(a). Applicant was afforded two months to file any request for reconsideration.

On 17 July 2007, applicant filed the present renewed petition.

DISCUSSION

As detailed in the decision mailed 07 June 2007, a petition under 37 CFR 1.47(a) must be accompanied by (1) the fee under 37 CFR 1.17(g), (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the missing inventor, and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor. Applicant previously satisfied items 1, 2 and 3.

Regarding item (4), applicant has presently file an executed combined declaration and power of attorney which complies with 37 CFR 1.497 (a)-(b). As such, applicant has satisfied the last remaining item shown above and it is proper to grant applicant's renewed petition at this time.

CONCLUSION

For the reasons above, applicant's renewed petition under 37 CFR 1.47(a) is **GRANTED**.

The application has an international filing date of 23 April 2004 under 35 U.S.C. 363, and will be given a date of **17 July 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

As provided in 37 CFR 1.47(c), a notice of the filing of this application will be forwarded to the non-signing inventors at their last known addresses of record. A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being returned to the DO/EO/US for processing in accordance with this decision.



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